

REMARKS

In response to the non-final Official Action of January 10, 2008, claims 1, 6, 11, 12, 13, and 17 have been amended to particularly point out and distinctly claim the respective method and mobile communication device cover. In particular, the preamble of claim 17 has been abbreviated so that the actions recited are associated with elements specifically recited following the preamble. The interaction of the means plus function elements in claim 17 have been amended for proper antecedent basis. No new matter is added.

Claim Rejections - 35 USC §102

At section 4, claims 1, 3-6, and 8-11¹ are rejected under 35 USC §102(e) as anticipated in view of US patent application publication 2003/0017839, Mager. With respect to claim 1, it is asserted that Mager discloses each of the elements recited therein with specific reference to Figures 1, 3, 5, and 7 of Mager and paragraphs [0010], [0020], [0022], [0029], [0045], [0046], and [0054]. Applicant respectfully disagrees.

Mager is directed to an interchangeable covering for a mobile electronic communication device. Figure 1 shows interchangeable covering 100 and mobile electronic device 138. The interchangeable covering includes an electronic component 300 as seen in Figure 3. The electronic component, includes a switch unit 310, a personalization unit 312, and an interface unit 314. The interface unit communicates with an interface unit 324 of the mobile electronic device 138 when the interchangeable covering is attached to the mobile communication device (Mager, Abstract and paragraph [0029]).

The personalization unit stores information such as music data files, audio ring files, screen animation files, data files (such as telephone numbers) and/or instructions that can be executed by a processor in the mobile electronic device and thus the interchangeable covering interacts with the electronics of the mobile electronic device so as to change the overall operation of that device (Mager, Abstract). Although the

¹ Although section 4 specifically enumerates claims 1, 3-6, and 8-11 as anticipated in view of Mager, in fact, the overall rejection as set forth at pages 7-10 of the Official Action alleges anticipation of all pending claims.

interchangeable covering is disclosed as having buttons 140, these buttons are typically used to access or use (such as execute commands or instructions) the personalization information in the electronic component, thereby allowing a user to add features to the mobile electronic communication device in a relatively inexpensive manner. In addition, this aspect if Mager can provide buttons that are closely linked to specific data in the personalization information, thereby simplifying the process by which the user can access or use the personalization information (Mager, paragraph [0027]).

More importantly, the display 144 and keys 142 of the overall system are embodied in the mobile electronic device 138 and not in the interchangeable covering 100 (Mager, Figure 1 and paragraph [0023]). In particular, the interchangeable covering includes openings 158 and 160 through which keys 142 and a transparent shield 145 extend when the interchangeable covering is fitted to the mobile electronic device 138. The transparent shield 145 is to provide viewing access to the display 144 of the mobile electronic device.

The embodiment of the interchangeable covering 100 as shown in Figure 7 also includes appropriate openings on the “front side” for keys and display of the mobile electronic device (Mager, paragraph [0054]). Even the buttons 701-710 shown in Figure 7 are related to a particular theme for an electronic device, such as discussed with regard to the flow chart of Figure 6 (Mager, paragraph [0054]) and thus not related to nominal operation of the device via the keys of the mobile electronic device as distinguished from the buttons of the interchangeable covering.

In view of the foregoing, it is clear that display 144 of Mager is not part of a mobile communication device cover, but rather part of a mobile electronic device to which a cover attaches, totally unlike the present invention. Furthermore, the cited keypad 142 of Mager is part of the mobile electronic device, not the mobile communication device cover.

The Office asserts that the cover controller 515 shown in Figure 5 of Mager is configured for processing signals between display 330 and a microprocessor 335 of any one of a plurality of mobile communication modules 138. However, controller 515 is described at paragraph [0045] of Mager as being interrupted to perform functions as

described in conjunction with block 414 of Figure 4; that is, processing personalization information as stored in the interchangeable covering (Mager, paragraph [0038]). There is no discussion or suggestion that controller 515 is configured for processing signals between display 330 and a microprocessor 335 of any one of a plurality of mobile communication modules 138.

For all of these reasons, it is respectfully submitted that claim 1 is not anticipated by Mager.

For similar reasons, independent mobile communication module claim 6, mobile communication device claim 11, independent method claim 12 and independent mobile communication device cover claim 17 are also not anticipated by Mager since they each incorporate features corresponding to those set forth in claim 1, which are not found in Mager.

Since each of the independent claims of the present application are now anticipated by Mager, it is respectfully submitted that dependent claims 2-5, 8-10, 13, 14, 16, and 18-21 are also not anticipated by Mager at least in view of such dependency.

In view of the foregoing, it is respectfully submitted that the present application as amended is in condition for allowance and such action is earnestly solicited.

The undersigned respectfully submits that no fee is due for filing this Amendment. The Commissioner is hereby authorized to charge to deposit account 23-0442 any fee deficiency required to submit this paper.

Respectfully submitted,

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